

Message Text

PAGE 01 STATE 139117

72

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TO AMEMBASSY BONN IMMEDIATE

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AMEMBASSY LONDON

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C O N F I D E N T I A L STATE 139117

E.O. 11652: GDS

TAGS:PFOR,WB, US, UK, UR, FR, GW

SUBJECT: SOVIET NOTE ON EXTENSION OF NPT TO WEST BERLIN

1. SOVIET EMBOFF DELIVERED AT DEPT DESK LEVEL JUNE 6 NOTE
(TRANSLATION PARA 3 BELOW) REAFFIRMING MOSCOW'S VIEW THAT
EXTENSION OF NON PROLIFERATION TREATY (NPT) TO WEST
BERLIN IS VIOLATION OF QUADRIpartite AGREEMENT.
SOVIETS ASKED DEPARTMENT, AS DEPOSITARY FOR NPT
TO CIRCULATE CONTENTS OF NOTE TO ALL NPT PARTICIPANTS WHOM
DEPARTMENT HAD PREVIOUSLY INFORMED ABOUT FRG
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PAGE 02 STATE 139117

RATIFICATION OF TREATY.

2. DEPARTMENT, AS DEPOSITARY, IS OBLIGED TO CIRCULATE
CONTENTS OF SOVIET NOTE AS REQUESTED, AND WOULD LIKE

TO DO SO WITHOUT UNDUE DELAY. US REP SHOULD, THEREFORE, INFORM BONN GROUP OF SOVIET NOTE AND DEVELOP SPARSE REPLY SETTING FORTH AS BRIEFLY AS POSSIBLE ALLIED POSITION ON EXTENSION OF TREATIES TO WSB. IN OUR OPINION, MAY SHOULD BE LIMITED TO COMMENTS THAT (A) TREATIES MAY BE EXTENDED TO THE WSB IN ACCORDANCE WITH ESTABLISHED PROCEDURES PROVIDED MATTERS OF SECURITY AND STATUS ARE NOT AFFECTED, (B) THE INCLUSION OF THE WSB IN THE NPT WAS AUTHORIZED BY THE THREE ALLIES WHO APPLIED THE NECESSARY RESERVATIONS TO ASSURE THEIR OWN CONTINUED CONTROL OF MATTERS WHICH MIGHT

EFFECT THE SECURITY OF BERLIN, AND (C) IT IS THE OPINION OF THREE WESTERN ALLIES THAT TREATY HAS BEEN PROPERLY EXTENDED TO WSB.

3. TEXT OF SOVIET NOTE FOLLOWS:

QUOTE THE EMBASSY OF THE UNION OF SOVIET SOCIALIST REPUBLICS PRESENTS ITS COMPLIMENTS TO THE DEPARTMENT OF STATE OF THE UNITED STATES OF AMERICA, AND REFERRING TO THE STATE DEPARTMENT'S NOTE OF MAY 19, 1975, WHICH ANNOUNCES THAT THE FEDERAL REPUBLIC OF GERMANY (FRG) HAS DEPOSITED WITH THE GOVERNMENT OF THE UNITED STATES OF AMERICA THE INSTRUMENT OF RATIFICATION OF THE TREATY ON THE NON-PROLIFERATION OF NUCLEAR WEAPONS OF JULY 1, 1968, HAS THE HONOR TO COMMUNICATE THE FOLLOWING:

THE STATEMENT BY THE FRG ON EXTENDING THE TREATY ON THE NON-PROLIFERATION OF NUCLEAR WEAPONS TO (WEST) BERLIN IS A VIOLATION OF THE QUADRIPARTITE AGREEMENT OF SEPTEMBER 3, 1971, AND FOR THIS REASON IT CANNOT HAVE ANY JURIDICAL FORCE WHATSOEVER. AS IS KNOWN, THE QUADRIPARTITE AGREEMENT DOES NOT PERMIT THE FRG TO REPRESENT THE INTERESTS OF (WEST) BERLIN IN THE INTERNATIONAL ARENA IN MATTERS CONCERNING ITS STATUS AND SECURITY. THE TREATY ON THE NON-PROLIFERATION OF NUCLEAR WEAPONS DIRECTLY INVOLVES PROBLEMS OF CONFIDENTIAL

PAGE 03 STATE 139117

STATUS AND SECURITY. IT FOLLOWS THAT THE FRG CANNOT TAKE UPON ITSELF THE RIGHTS AND OBLIGATIONS WITH REGARD TO THE OBSERVANCE IN (WEST) BERLIN OF THE PROVISIONS OF THAT TREATY. ACCORDING TO THE QUADRIPARTITE AGREEMENT, THE UNITED STATES OF AMERICA, THE REPUBLIC OF FRANCE AND THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND HAVE UNDERTAKEN TO MAINTAIN THE RIGHTS AND RESPONSIBILITIES IN QUESTIONS CONCERNING STATUS AND SECURITY WHICH CANNOT BUT INCLUDE THE ENTIRE GAMUT OF QUESTIONS ASSOCIATED WITH THE NON-PROLIFERATION OF NUCLEAR WEAPONS. THE EMBASSY REQUESTS THE DEPARTMENT OF STATE TO BRING THE CONTENTS OF THIS NOTE TO THE ATTENTION OF ALL THOSE

PARTIES TO THE TREATY ON THE NON-PROLIFERATION OF
NUCLEAR WEAPONS WHO WERE INFORMED BY THE DEPARTMENT OF
ITS RATIFICATION BY THE FEDERAL REPUBLIC OF GERMANY.

UNQUOTE

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